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MEW YORK SEATTH WASHINGTON, D.C. FRANKFURT

#### INTELLECTUAL PROPERTY LAW

DATE: June 11, 2007

FILE #: 05986/100M536-US1

| FACSIMILE NO. | RECIPIENT AND COMPANY                       | CONFIRMATION<br>WILL FOLLOW |
|---------------|---|-----------------------------|
| 571-273-0459  | PCT Legal Dept<br>Patent & Trademark Office | No                          |

FROM:

Julian A. Williams

E-MAIL: jwilliams@darbylaw.com

PHONE:

917,286,2940

COMMENTS:

Thirs relies to corrected Films Receipt

RECEIVED

1 JUN 2007

International Staff
Divining

## PLEASE RETURN TO JULIAN A. WILLIAMS

\* IF YOU DO NOT RECEIVE ALL PAGES, PLEASE TELEPHONE US IMMEDIATELY AT 212,527,7774

THE OSCIPBATION CONTACTOR THIS PACSIMILE MESSAGE IS INTENDED ONLY FOR THE EST OF THE INDIVIDUAL OR PARTLY NAME O ABOVE THE HILLRICADISH OF THE MESSAGE IS NOT THE INTENDED RECIPIEST, OR THE EMPLOYED OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIEST, VOL. AGE HEARTH SOUTHOLD THAT ANY DISSEMBLATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PRODUCED TO BE VOU HAVE RELIVED THIS COMMUNICATION IS STRICTLY PRODUCED TO BE VOU HAVE RELIVED THIS COMMUNICATION IS STRICTLY PRODUCED TO BE VOU HAVE RELIVED THIS TO NOT THANK YOU.

| •  |   |  |
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| CERTIFICATE OF EXP                               | PRESS MAILING UNDER 37 GFR 1.10   |  |
| with the U.S. Postal Se<br>Commissioner for Pate | the date indicated below, this paper was eposited evice and that it was addressed for delivery to the rats. P.O. Box 1450, Alexandria, VA 22313-1450. Thee to Addressee* service. | PLEASE CHARGE ANY DEFICIENCY UP TO \$300.00 OR GREDIT ANY EXCESS IN THE FEES DUE WITH THIS DOCUMENT TO OUR DEPOSIT ACCOUNT NO. 04 - 0100 |
| Date   | Name  |  |
| Signature  |   |  |
| Customer No.;                                    | 07278   | Docket No.: 05986/100M536-US1  |
|  | N THE UNITED STATES PATE  | NT AND TRADEMARK OFFICE  |
| In re Application                                | on of: Thomas Wisniewski et. al.  | TEC <sub>E</sub> ,   |
| Serial No.:                                      | 10/558,276  | Merter 200   |
| Filed: Novemb                                    | per 18, 2005  | Inernalicas of 2007  |
| For: MUCOS                                       | SAL IMMUNIZATION TO PREV  | VENT PRION INFECTION   |

# REQUEST FOR CORRECTED FILING RECEIPT AND NOTICE OF ACCEPTANCE

Commissioner of Patents and Trademarks P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

- 1. Attached are copies of the official filing receipt and Notice of Acceptance received from the PTO in the above application for which issuance of a corrected filing receipt and Notice of Acceptance is respectfully requested.
- 2. There is an error with respect to the following data, which is:

|           | incorrectly entered | 47.    |
|-----------|---------------------|--------|
| $\bowtie$ | omitted.            | and/or |

|             | Error in                                       | Omitted data   |
|-------------|--|--|
|             | Applicant's name                               |  |
| $\sqcup$    | Applicant's address                            |  |
|             | Title  |  |
|             | Filing Date                                    |  |
|             | Application Number                             |  |
|             | Domestic Priority data as claimed by applicant | This Application is a 371 of PCT/US04/16242 05/20/2004and claims benefit of 60/472,262 5/20/2003 |
| $\boxtimes$ | Notice of Acceptance -<br>Priority Date        | 05/20/2003   |

#### REMARKS

The from the Filing Receipt and Notice of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.495. Enclosed please find a copy of the Application Data Sheet.

Marked up copies of the Filing Receipt and Notice of Acceptance are also enclosed.

The Commissioner is respectfully requested to issue new and correct Filing Receipt and Notice of Acceptance documents.

Respectfully submitted.

Dated: December 14, 2006

Flynn Barrison Reg. No. 53,970

Agent for Applicant(s)

DARBY & DARBY P.C. P.O. Box 5257 New York, New York 10150-5257 212-527-7700

Page 1 of 3



#### United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE OSA PERESTAN ES PERESTE AMENA DE COMMI-PERTEN SENCES CINTERO CONTROL POR PERESTS ASSAMBLE CONTROL POR PERESTS ASSAMBLE CONTROL POR PERESTS ASSAMBLE CONTROL PERESTS

FIUNG OR 371 ART UND FB FEG RECD APPL NO ATTY DOCKET NO DRAWINGS TOT OLMS IND CLMS (c) DATE 10/558,276 1050 05986/100M536-US1 11/18/2005 1648 3 50

**CONFIRMATION NO. 3691** 

FILING RECEIPT

10/00000000215259801

Date Mailed: 12/08/2006

07278 DARBY & DARBY P.C. P. O. BOX 5257 NEW YORK, NY 10150-5257

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

#### Applicant(s)

Thomas Wisniewski, Staten Island, NY; Einar M. Sigurdsson, New York, NY; Jose A. Chabalgoity, Montevidco, URUGUAY: Fernando R. Goni, Montevideo, URUGUAY; Blas Frangione, New York, NY;

#### **Assignment For Published Patent Application**

New York University, New York, NY

Power of Attorney: The patent practitioners associated with Customer Number 07278.

#### Domestic Priority data as claimed by applicant

This application is a 371 of PCT/US04/16242 05/20/2004

#### Foreign Applications

If Required, Foreign Filing License Granted: 12/07/2006

The country code and number of your priority application, to be used for filing abroad under the Paris

Convention, is US10/558,276

Projected Publication Date: 03/15/2007

Non-Publication Request: No

Computer DED ENTRY

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Formign Flg.

Page 2 of 3

Early Publication Request: No

" SMALL ENTITY "

Title

Mucosal immunization to prevent prior infection

**Preliminary Class** 

435

#### PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the fifing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filling of patent applications on the same invention in member countries, but does not result in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158)

LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15

#### GRANTED

....

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier

Page 3 of 3

license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

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#### United States Patent and Trademark Office

UNITED STATES DEPAREMENT OF COMMERCE United States Outs of and Tradennek Office Ashers Commercial DEPAREMENTS (See 1981)

Altographical Societies, 2004-04-150 -

| U.S. APPERCATION SUMBER NO           | FIRST NAMED APPLICANT | ATTY DOCKET NO.              |   |
|--------------------------------------|-----------------------|------------------------------|---|
| 10/558,276                           | Thomas Wisniewski     | 05986/100N1536+US1           | _ |
|                                      | To. Williams          | INTERNATIONAL APPLICATION SO | ] |
|                                      |                       | PC"T/US04; 16243             |   |
| 07278                                | ANY NOVEMBER 1        | CA FIGNG OATE PROBLEY DATE   | ] |
| DARBY & DARBY P.C.<br>P. O. BOX 5257 | OVCE.                 | 05/20/2004                   | _ |

Date Mailed: 12/08/2006

NEW YORK, NY 10150-5257

CONFIRMATION NO. 3691
371 ACCEPTANCE LETTER
1000000000215259611

#### NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1,495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

11/18/2005

11/20/2006

DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS

DATE OF COMPLETION OF ALL 35 U.S.C. 371
REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. THE DATE APPEARING ON THE FILING RECEIPT AS THE "FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE. The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received

- Indication of Small Entity Status
- Copy of the International Application filed on 11/18/2005
- Copy of the International Search Report filed on 11/18/2005
- Preliminary Amendments filed on 11/18/2005
- Information Disclosure Statements filed on 11/18/2005
- Biochemical Sequence Diskette filed on 11/18/2005
- Oath or Declaration filed on 11/18/2005
- Biochemical Sequence Listing filed on 11/18/2005
- U.S. Basic National Fees filed on 11/18/2005
- Assignment filed on 11/18/2005
- Specification filed on 11/18/2005

Page 2 of 2

- Claims filed on 11/18/2005
  - Abstracts filed on 11/18/2005
  - Drawings filed on 11/18/2005
  - Paper nucleotide sequence listings filed on 11/18/2005

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

TAMALA D HOLLAND Telephone: (703) 308-9140 EXT 209

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)

### **Application Data Sheet**

## Application Information

Application Type:: Regular

Subject Matter:: Utility

Suggested Group Art Unit:: N/A

CD-ROM or CD-R?;: None

Sequence submission?:: Paper

Computer Readable Form (CRF)?:: Yes

Number of copies of CRF:: 1

Title:: MUCOSAL IMMUNIZATION TO PREVENT

PRION INFECTION

Attorney Docket Number:: 05986/100M536-US1

Request for Early Publication?:: No

Request for Non-Publication?:: No

Suggested Drawing Figure:: 1

Total Drawing Sheets:: 5

Small Entity?:: Yes

Petition included?:: No

Secrecy Order in Parent Appl.?:: No

#### **Applicant Information**

Applicant Authority Type:: Inventor

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Status:: Full Capacity

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Ap 101

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10016

## Correspondence Information

Correspondence Customer Number::

07278

# Representative Information

Representative Customer Number::

07278

#### **Domestic Priority Information**

| Application::    | Continuity Type::                                       | Parent Application:: | Parent Filing Date:; |
|------------------|---|----------------------|----------------------|
| This Application | National Stage of                                       | PCT/US04/16242       | 05/20/04             |
| PCT/US04/16242   | An application claiming the benefit under 35 USC 119(e) | 60/472,262           | 05/20/03             |

# Foreign Priority Information

## **Assignee Information**

Assignee name:: New York University

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Postal or Zip Code of mailing address:: 10012